

A RESOLUTION BY**TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT GRANTING TO THE COLLEGE PARK BUSINESS AND INDUSTRIAL DEVELOPMENT AUTHORITY AND GATEWAY AIRPORT ASSOCIATES, L.P. AN EASEMENT ACROSS REAL PROPERTY OWNED BY THE CITY OF ATLANTA IN LAND LOTS 5 AND 28 OF THE 13TH DISTRICT OF FULTON COUNTY AND LAND LOT 6 OF CLAYTON COUNTY TO PROVIDE FOR THE CONSTRUCTION OF A SINGLE-LANE DRIVE FOR PATRONS OF THE CONSOLIDATED CAR RENTAL FACILITY FROM THE CONSOLIDATED CAR RENTAL FACILITY TO A ROAD TO BE CONSTRUCTED ON PROPERTY OWNED BY THE COLLEGE PARK BUSINESS AND INDUSTRIAL DEVELOPMENT AUTHORITY; AUTHORIZING THE MAYOR TO EXECUTE AN APPROPRIATE INSTRUMENT TO EVIDENCE THE GRANTING OF SUCH EASEMENT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (the "City") owns and operates Hartsfield-Jackson Atlanta International Airport (the "Airport"); and

WHEREAS, the Airport is undergoing a major expansion, including the construction of a new Consolidated Rental Car Facility (the "CONRAC Facility") including access roadways, an Automated People Mover System, and other facilities and improvements; and

WHEREAS, College Park Business and Industrial Development Authority ("BIDA") and Gateway Airport Associates, L.P. ("Gateway") desire to obtain a perpetual easement from the City to construct a single-lane drive (the "Egress Drive") from the CONRAC Facility to a road to be constructed on property owned by BIDA; and

WHEREAS, the purpose of the Egress Drive is to provide vehicular egress only from the CONRAC Facility to the Georgia International Convention Center; and

WHEREAS, the City, BIDA and Gateway have agreed to place an easement across real property owned by the City in Land Lots 5 and 28 of the 13th district of Fulton County and Land Lot 6 of Clayton County as depicted on Exhibit A attached hereto and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to execute on behalf of the City of Atlanta an agreement granting to the College Park Business and Industrial Development Authority and Gateway Airport Associates, L.P. an easement across real property owned by the City of Atlanta in Land Lots 5 and 28 of the 13th district of Fulton County and Land Lot 6 of Clayton County.

BE IT FURTHER RESOLVED, that the City Attorney be and is hereby directed to prepare an appropriate instrument to evidence the granting of the above-said easement.

BE IT FINALLY RESOLVED, that this easement shall not become binding on the City and the City shall incur no liability upon same until such easement, has been executed by the Mayor, approved as to form by the City Attorney, attested to by the Municipal Clerk, and delivered to the College Park Business and Industrial Development Authority and Gateway Airport Associates, L.P.

Legislative White Paper

Committee of Purview: Transportation

Council Meeting Date: September 19, 2005

Legislation Title: Resolution Authorizing the Mayor to Enter into an Agreement with the College Park Business and Industrial Development Authority and Gateway Airport Associates Providing an Easement for an Egress Drive

Requesting Dept.: Department of Aviation

Contract Type: Agreement

Justification Statement: The College Park Business and Industrial Development Authority (BIDA) and Gateway Airport Associates (GAA), as signatories to agreements necessary for the completion of CONRAC, require an Egress Drive between the Rental Car Facility and the Georgia International Convention Center complex.

Background: The earliest concepts of CONRAC included a major entrance to the facility from the GICC complex. Further development of CONRAC and the associated Automated People Mover system and Airport Access Roadway eliminated the need for the entrance from GICC, and this entrance was removed from the CONRAC design. BIDA and GAA require that the egress, which would have been afforded to CONRAC patrons wishing to exit to the GICC complex under the earlier concepts, be maintained in the final CONRAC configuration. The City will provide an easement to BIDA and GAA for the construction of a drive to provide egress only from the Rental Car Facility to the GICC complex. The drive will be constructed by BIDA at its expense, and will be maintained by the City.

Fund Account Center: N/A

Source of Funds: N/A

Term of Contract: 50 years

Method of Cost Recovery: N/A

Approvals:
DOF:
DOL:

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